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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

JAMES M. KINDER, Plaintiff, vs. HARRAH'S ENTERTAINMENT, INC. and DOES 1 through 100, inclusive, Defendants.	CASE NO. 07 CV 2226 H (RBB) Judge: Hon. Marilyn L. Huff Mag. Judge: Hon. Ruben B. Brooks DECLARATION OF MICHAEL E. KOSTRINSKY IN SUPPORT OF *SPECIALLY APPEARING* DEFENDANT'S MOTION TO DISMISS ACCOMPANYING DOCUMENTS: NOTICE OF MOTION AND MOTION; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF MARIA C. ROBERTS; NOTICE OF LODGMENT OF EXHIBITS; [PROPOSED] ORDER Date: January 7, 2008 Time: 10:30 a.m. Courtroom: 13

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I, Michael E. Kostrinsky, declare:

1. I am the Chief Litigation Officer for Harrah's Operating Company, Inc. As such, I have personal knowledge of Harrah's Operating Company, Inc., its holdings and those of its affiliates and Harrah's Entertainment, Inc. I make this declaration based on that knowledge.

2. *Specially Appearing* Defendant Harrah's Entertainment, Inc. is a Delaware corporation headquartered in Las Vegas, Nevada. It does not have offices in California; does not own property in California; does not have employees in California; and, does not conduct business in California.

3. *Specially Appearing* Defendant Harrah's Entertainment, Inc. does not make telemarketing or other telephone calls to individuals in California using an automatic telephone dialing system, artificial or prerecorded voice, or otherwise. It also does not have employees who do this.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 28th day of November 2007, at Las Vegas, Nevada.

/s/Michael E. Kostrinsky
Michael E. Kostrinsky